

JOURNAL OF THE HOUSE

EIGHTY-SEVENTH SESSION

THIRTIETH DAY

STATE OF SOUTH DAKOTA
House of Representatives, Pierre
Wednesday, February 29, 2012

The House convened at 10:00 a.m., pursuant to adjournment, the Speaker presiding.

The prayer was offered by the Chaplain, Pastor Brad Urbach, followed by the Pledge of Allegiance led by House pages Emily Carr and Jordan Rohrbach.

Roll Call: All members present.

APPROVAL OF THE JOURNAL

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that the Chief Clerk of the House has had under consideration the House Journal of the twenty-ninth day.

All errors, typographical or otherwise, are duly marked in the temporary journal for correction.

And we hereby move the adoption of the report.

Respectfully submitted,
Val Rausch, Chair

Which motion prevailed.

MESSAGES FROM THE SENATE

MR. SPEAKER:

I have the honor to return herewith HB 1126, 1133, 1185, 1198, 1220, 1247, 1248, 1253, 1266, and 1273 and HJR 1007 which have passed the Senate without change.

Also MR. SPEAKER:

I have the honor to return herewith HB 1058, 1096, 1137, 1186, 1189, and 1228 which have been amended by the Senate and your concurrence in the amendments is respectfully requested.

Also MR. SPEAKER:

I have the honor to return herewith HCR 1014, 1015, and 1018 in which the Senate has concurred.

Respectfully,
Fee Jacobsen, Secretary

Rep. Lust moved that the House do now recess until 12:00 p.m., which motion prevailed and at 10:31 a.m., the House recessed.

RECESS

The House reconvened at 12:00 p.m., the Speaker presiding.

There being no objection, the House reverted to Order of Business No. 6.

REPORTS OF CONFERENCE COMMITTEES

Cc157A

MR. SPEAKER:

The Conference Committee respectfully reports that it has considered SB 157 and the amendments thereto made by the House, and the disagreement of the two houses thereon, and recommends that SB 157 be amended as follows:

1 157ta

2 On page 2 of the House engrossed bill, delete lines 19 to 25, inclusive, and insert:

3 " 31-29-69. Nothing in §§ 31-29-61 to 31-29-83, inclusive, authorizes any local authority
4 to prohibit outdoor advertising or outdoor advertising technology permitted therein throughout
5 its jurisdiction. However, any such regulation and control shall be reasonable and reasonably
6 related to the needs of the business community to adequately and properly advertise its goods
7 and services of benefit to the traveling public."

8 Respectfully submitted,
9 Val Rausch
10 House Committee Chair

Respectfully submitted,
Russell Olson
Senate Committee Chair

11 **MESSAGES FROM THE SENATE**

12 MR. SPEAKER:

13 I have the honor to inform your honorable body that the Senate has concurred in House
14 amendments to SB 75 and 174.

15 Respectfully,
16 Fee Jacobsen, Secretary

17 **MOTIONS AND RESOLUTIONS**

18 HCR 1016: A CONCURRENT RESOLUTION, Concerning endorsement of Taiwan's
19 participation as observer in the International Civil Aviation Organization (ICAO), and the 28th
20 anniversary of sister state relations with the Province of Taiwan in the Republic of China
21 (Taiwan).

22 Rep. Hunt moved that HCR 1016 as found on pages 569 and 570 of the House Journal be
23 adopted as amended.

24 The question being on Rep. Hunt's motion that HCR 1016 be adopted as amended.

25 And the roll being called:

26 Yeas 68, Nays 0, Excused 2, Absent 0

1 Yeas:

2 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Deelstra; Dennert; Dryden;
3 Elliott; Fargen; Feickert; Feinstein; Gibson; Gosch; Greenfield; Haggar; Hansen (Jon); Hawley;
4 Hickey; Hoffman; Hubbel; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer;
5 Kirkeby; Kirschman; Kloucek; Kopp; Liss; Lucas; Magstadt; Miller; Moser; Munsterman;
6 Nelson (Stace); Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer;
7 Schrempp; Scott; Sigdestad; Sly; Solum; Steele; Street; Stricherz; Tornow; Tulson; Turbiville;
8 Van Gerpen; Vanneman; Venner; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker
9 Rausch

10 Excused:

11 Cronin; Lust

12 So the motion having received an affirmative vote of a majority of the members-elect, the
13 Speaker declared the motion carried and HCR 1016 was adopted as amended.

14 Rep. Hunt moved that the House do concur in Senate amendments to HB 1046.

15 The question being on Rep. Hunt's motion that the House do concur in Senate amendments
16 to HB 1046.

17 And the roll being called:

18 Yeas 64, Nays 3, Excused 3, Absent 0

19 Yeas:

20 Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Dennert; Dryden; Elliott; Fargen;
21 Feickert; Feinstein; Gibson; Gosch; Greenfield; Haggar; Hansen (Jon); Hawley; Hickey;
22 Hoffman; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby; Kirschman;
23 Kloucek; Kopp; Liss; Lucas; Magstadt; Moser; Munsterman; Nelson (Stace); Novstrup (David);
24 Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp; Scott; Sigdestad; Sly;
25 Solum; Steele; Street; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen; Vanneman; Venner;
26 Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

27 Nays:

28 Deelstra; Hubbel; Miller

29 Excused:

30 Abdallah; Cronin; Lust

31 So the motion having received an affirmative vote of a majority of the members-elect, the
32 Speaker declared the motion carried and the amendments were concurred in.

1 Rep. Blake moved that the House do concur in Senate amendments to HB 1206.

2 The question being on Rep. Blake's motion that the House do concur in Senate
3 amendments to HB 1206.

4 And the roll being called:

5 Yeas 61, Nays 6, Excused 3, Absent 0

6 Yeas:

7 Blake; Bolin; Boomgarden; Brunner; Conzet; Deelstra; Dennert; Dryden; Elliott; Fargen;
8 Feickert; Feinstein; Gibson; Greenfield; Hansen (Jon); Hawley; Hickey; Hoffman; Hubbel;
9 Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby; Kirschman; Kloucek;
10 Kopp; Liss; Lucas; Magstadt; Miller; Moser; Munsterman; Nelson (Stace); Novstrup (David);
11 Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp; Scott; Sigdestad; Sly;
12 Solum; Steele; Street; Stricherz; Tulson; Turbiville; Van Gerpen; Venner; Verchio; White;
13 Wick; Willadsen; Wismer; Speaker Rausch

14 Nays:

15 Carson; Gosch; Haggard; Tornow; Vanneman; Wink

16 Excused:

17 Abdallah; Cronin; Lust

18 So the motion having received an affirmative vote of a two-thirds majority of the members-
19 elect, the Speaker declared the motion carried and the amendments were concurred in.

20 Rep. Gosch moved that the House do now recess until 2:00 p.m., which motion prevailed
21 and at 12:28 p.m., the House recessed.

22 **RECESS**

23 The House reconvened at 2:00 p.m., the Speaker presiding.

24 There being no objection, the House reverted to Order of Business No. 7.

25 **MESSAGES FROM THE SENATE**

26 Also MR. SPEAKER:

27 I have the honor to inform your honorable body that the Senate has concurred in House
28 amendments to SB 43, 161, 162, and 187.

1 Also MR. SPEAKER:

2 I have the honor to inform your honorable body that the Senate has adopted the report of
3 the Conference Committee on SB 157.

4 Also MR. SPEAKER:

5 I have the honor to inform your honorable body that the Senate has appointed Sens. Peters,
6 Cutler, and Buhl as a committee of three on the part of the Senate to meet with a like committee
7 on the part of the House to adjust the differences between the two houses on SB 141.

8 The Speaker appointed as such committee Reps. Rozum, Gibson, and Cronin.

9 Also MR. SPEAKER:

10 I have the honor to inform your honorable body that the Senate has appointed Sens. Olson,
11 Vehle, and Frerichs as a committee of three on the part of the Senate to meet with a like
12 committee on the part of the House to adjust the differences between the two houses on SB 77.

13 The Speaker appointed as such committee Reps. Solum, Fargen, and Cronin.

14 Also MR. SPEAKER:

15 I have the honor to inform your honorable body that the Senate has appointed
16 Sens. Lederman, Schlekeway, and Bradford as a committee of three on the part of the Senate
17 to meet with a like committee on the part of the House to adjust the differences between the two
18 houses on SB 130.

19 The Speaker appointed as such committee Reps. Sly, Feickert, and Hansen.

20 Also MR. SPEAKER:

21 I have the honor to inform your honorable body that the Senate has appointed
22 Sens. Heineman, Kraus, and Bradford as a committee of three on the part of the Senate to meet
23 with a like committee on the part of the House to adjust the differences between the two houses
24 on SB 139.

25 The Speaker appointed as such committee Reps. Sly, Haggard, and Killer.

1 Also MR. SPEAKER:

2 I have the honor to inform your honorable body that the Senate has appointed Sens. Vehle,
3 Cutler, and Buhl as a committee of three on the part of the Senate to meet with a like committee
4 on the part of the House to adjust the differences between the two houses on SB 183.

5 The Speaker appointed as such committee Reps. Boomgarden, Tornow, and Feinstein.

6 Also MR. SPEAKER:

7 I have the honor to inform your honorable body that the Senate has appointed
8 Sens. Tidemann, Hunhoff, and Sutton as a committee of three on the part of the Senate to meet
9 with a like committee on the part of the House to adjust the differences between the two houses
10 on SB 193.

11 Respectfully,
12 Fee Jacobsen, Secretary

13 The Speaker appointed as such committee Reps. Lust, Hunhoff, and Cronin.

14 **MOTIONS AND RESOLUTIONS**
15 (continued)

16 Rep. Cronin moved that HB 1234 be placed to follow HB 1189 and HB 1137 to follow
17 HB 1228 on today's calendar.

18 Which motion prevailed.

19 Rep. Cronin moved that HB 1058 be placed to follow HB 1234 on today's calendar.

20 Which motion prevailed.

21 Rep. Hunt moved that the House do concur in Senate amendments to HB 1096.

22 The question being on Rep. Hunt's motion that the House do concur in Senate amendments
23 to HB 1096.

24 And the roll being called:

25 Yeas 67, Nays 1, Excused 2, Absent 0

1 Yeas:

2 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Deelstra; Dennert;
3 Dryden; Elliott; Fargen; Feickert; Feinstein; Gibson; Greenfield; Haggar; Hansen (Jon); Hawley;
4 Hickey; Hoffman; Hubbel; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer;
5 Kirkeby; Kirschman; Kopp; Liss; Lucas; Magstadt; Miller; Moser; Munsterman; Nelson (Stace);
6 Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp;
7 Scott; Sigdestad; Sly; Solum; Steele; Street; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen;
8 Vanneman; Venner; Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

9 Nays:

10 Kloucek

11 Excused:

12 Gosch; Lust

13 So the motion having received an affirmative vote of a majority of the members-elect, the
14 Speaker declared the motion carried and the amendments were concurred in.

15 Rep. Jensen moved that the House do concur in Senate amendments to HB 1186.

16 The question being on Rep. Jensen's motion that the House do concur in Senate
17 amendments to HB 1186.

18 And the roll being called:

19 Yeas 62, Nays 7, Excused 1, Absent 0

20 Yeas:

21 Abdallah; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Deelstra; Dennert; Dryden;
22 Feickert; Gibson; Greenfield; Haggar; Hansen (Jon); Hawley; Hickey; Hoffman; Hubbel;
23 Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Kirkeby; Kirschman; Kloucek; Kopp;
24 Liss; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Nelson (Stace); Novstrup (David);
25 Olson (Betty); Perry; Romkema; Rozum; Russell; Schaefer; Schrempp; Scott; Sly; Solum;
26 Steele; Street; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen; Vanneman; Venner;
27 Verchio; White; Wick; Willadsen; Wink; Speaker Rausch

28 Nays:

29 Blake; Elliott; Fargen; Feinstein; Killer; Sigdestad; Wismer

30 Excused:

31 Gosch

32 So the motion having received an affirmative vote of a majority of the members-elect, the
33 Speaker declared the motion carried and the amendments were concurred in.

1 Rep. Greenfield moved that the House do concur in Senate amendments to HB 1189.

2 The question being on Rep. Greenfield's motion that the House do concur in Senate
3 amendments to HB 1189.

4 And the roll being called:

5 Yeas 65, Nays 4, Excused 1, Absent 0

6 Yeas:

7 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Deelstra; Dennert;
8 Dryden; Elliott; Fargen; Feickert; Feinstein; Gibson; Greenfield; Haggar; Hansen (Jon); Hawley;
9 Hoffman; Hunhoff (Bernie); Hunt; Iron Cloud III; Jensen; Jones; Killer; Kirkeby; Kirschman;
10 Kloucek; Kopp; Liss; Lucas; Lust; Magstadt; Miller; Moser; Munsterman; Novstrup (David);
11 Olson (Betty); Perry; Romkema; Rozum; Schaefer; Schrempp; Scott; Sigdestad; Sly; Solum;
12 Steele; Street; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen; Vanneman; Venner;
13 Verchio; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

14 Nays:

15 Hickey; Hubbel; Nelson (Stace); Russell

16 Excused:

17 Gosch

18 So the motion having received an affirmative vote of a majority of the members-elect, the
19 Speaker declared the motion carried and the amendments were concurred in.

20 Rep. Lust moved that HB 1234 be placed to follow HB 1058 on today's calendar.

21 Which motion prevailed.

22 Rep. Lust moved that the House do concur in Senate amendments to HB 1058.

23 The question being on Rep. Lust's motion that the House do concur in Senate amendments
24 to HB 1058.

25 And the roll being called:

26 Yeas 58, Nays 11, Excused 1, Absent 0

1 Yeas:

2 Abdallah; Blake; Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Deelstra; Dryden;
3 Elliott; Fargen; Feickert; Feinstein; Gibson; Hansen (Jon); Hawley; Hickey; Hoffman; Hunhoff
4 (Bernie); Hunt; Iron Cloud III; Jones; Killer; Kirkeby; Kirschman; Kopp; Lucas; Lust; Magstadt;
5 Miller; Moser; Munsterman; Novstrup (David); Olson (Betty); Perry; Romkema; Rozum;
6 Schaefer; Schrempp; Scott; Sigdestad; Sly; Solum; Steele; Street; Stricherz; Tornow; Tulson;
7 Turbiville; Van Gerpen; Vanneman; White; Wick; Willadsen; Wink; Wismer; Speaker Rausch

8 Nays:

9 Dennert; Greenfield; Haggar; Hubbel; Jensen; Kloucek; Liss; Nelson (Stace); Russell; Venner;
10 Verchio

11 Excused:

12 Gosch

13 So the motion having received an affirmative vote of a two-thirds majority of the members-
14 elect, the Speaker declared the motion carried and the amendments were concurred in.

15 Rep. Lust moved that the House do now recess until 4:00 p.m., which motion prevailed and
16 at 2:46 p.m., the House recessed.

17 **RECESS**

18 The House reconvened at 4:00 p.m., the Speaker presiding.

19 Rep. Brunner moved that the House do concur in Senate amendments to HB 1234.

20 Rep. Lucas moved as a substitute motion that the House do not concur in Senate
21 amendments to HB 1234 and that a committee of three on the part of the House be appointed
22 to meet with a like committee on the part of the Senate to adjust the differences between the two
23 houses.

24 A roll call vote was requested and supported.

25 The question being on Rep. Lucas' substitute motion that the House do not concur in
26 Senate amendments to HB 1234 and that a committee of three on the part of the House be
27 appointed to meet with a like committee on the part of the Senate to adjust the differences
28 between the two houses.

29 And the roll being called:

1 Yeas 23, Nays 46, Excused 1, Absent 0

2 Yeas:

3 Blake; Deelstra; Dennert; Elliott; Fargen; Feickert; Feinstein; Gibson; Hawley; Hunhoff
4 (Bernie); Iron Cloud III; Jones; Killer; Kirschman; Kloucek; Lucas; Nelson (Stace); Russell;
5 Schrempp; Sigdestad; Street; Tornow; Wismer

6 Nays:

7 Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Dryden; Gosch; Greenfield; Haggar;
8 Hansen (Jon); Hickey; Hoffman; Hubbel; Hunt; Jensen; Kirkeby; Kopp; Liss; Lust; Magstadt;
9 Miller; Moser; Munsterman; Novstrup (David); Olson (Betty); Perry; Romkema; Rozum;
10 Schaefer; Scott; Sly; Solum; Steele; Stricherz; Tulson; Turbiville; Van Gerpen; Vanneman;
11 Venner; Verchio; White; Wick; Willadsen; Wink; Speaker Rausch

12 Excused:

13 Abdallah

14 So the motion not having received an affirmative vote of a majority of the members
15 present, the Speaker declared the motion lost.

16 Rep. Kloucek moved as a substitute motion that the House do not concur in Senate
17 amendments to HB 1234 and that no committee be appointed.

18 The question being on Rep. Kloucek's substitute motion that the House do not concur in
19 Senate amendments to HB 1234 and that no committee be appointed.

20 And the roll being called:

21 Yeas 23, Nays 46, Excused 1, Absent 0

22 Yeas:

23 Blake; Dennert; Elliott; Fargen; Feickert; Feinstein; Gibson; Hawley; Hubbel; Hunhoff (Bernie);
24 Iron Cloud III; Jones; Killer; Kirschman; Kloucek; Lucas; Munsterman; Nelson (Stace); Russell;
25 Schrempp; Sigdestad; Street; Wismer

26 Nays:

27 Bolin; Boomgarden; Brunner; Carson; Conzet; Cronin; Deelstra; Dryden; Gosch; Greenfield;
28 Haggar; Hansen (Jon); Hickey; Hoffman; Hunt; Jensen; Kirkeby; Kopp; Liss; Lust; Magstadt;
29 Miller; Moser; Novstrup (David); Olson (Betty); Perry; Romkema; Rozum; Schaefer; Scott; Sly;
30 Solum; Steele; Stricherz; Tornow; Tulson; Turbiville; Van Gerpen; Vanneman; Venner;
31 Verchio; White; Wick; Willadsen; Wink; Speaker Rausch

32 Excused:

33 Abdallah

34 So the motion not having received an affirmative vote of a majority of the members-elect,
35 the Speaker declared the motion lost.

1 Rep. Cronin moved the previous question.

2 Which motion prevailed.

3 The question being on Rep. Brunner's motion that the House do concur in Senate
4 amendments to HB 1234.

5 And the roll being called:

6 Yeas 36, Nays 33, Excused 1, Absent 0

7 Yeas:

8 Boomgarden; Brunner; Carson; Conzet; Cronin; Dryden; Gosch; Greenfield; Haggard; Hansen
9 (Jon); Hickey; Hoffman; Hunt; Jensen; Kirkeby; Kopp; Lust; Magstadt; Miller; Novstrup
10 (David); Olson (Betty); Perry; Rozum; Schaefer; Scott; Sly; Solum; Steele; Turbiville;
11 Vanneman; Venner; Verchio; White; Wick; Willadsen; Speaker Rausch

12 Nays:

13 Blake; Bolin; Deelstra; Dennert; Elliott; Fargen; Feickert; Feinstein; Gibson; Hawley; Hubbel;
14 Hunhoff (Bernie); Iron Cloud III; Jones; Killer; Kirschman; Kloucek; Liss; Lucas; Moser;
15 Munsterman; Nelson (Stace); Romkema; Russell; Schrempp; Sigdestad; Street; Stricherz;
16 Tornow; Tulson; Van Gerpen; Wink; Wismer

17 Excused:

18 Abdallah

19 So the motion having received an affirmative vote of a majority of the members-elect, the
20 Speaker declared the motion carried and the amendments were concurred in.

21 Rep. Lust moved that the consideration of Senate amendments to HB 1228 and 1137 be
22 deferred to Thursday, March 1, the 31st legislative day.

23 Which motion prevailed.

24 Rep. Lust moved that when we adjourn today, we adjourn to convene at 10:00 a.m. on
25 Thursday, March 1, the 31st legislative day.

26 Which motion prevailed.

27 There being no objection, the House reverted to Order of Business No. 4.

COMMUNICATIONS AND PETITIONS

February 29, 2012

The Honorable Val Rausch
Speaker of the House of Representatives
500 East Capitol Avenue
Pierre, SD 57501-5070

Dear Mr. Speaker and Members of the House of Representatives:

I respectfully return to you House Bill 1116 with my VETO.

House Bill 1116 is entitled, "An Act to exempt bedding used for agricultural purposes from sales and use taxes."

South Dakota has a very broad based sales tax which is imposed on the sale of tangible personal property, services, and products transferred electronically. Our broad based sales tax has made the sales tax a steady, reliable source of revenue even in times of economic distress.

The breadth of South Dakota's sales tax has resulted in a low, stable rate. The state sales tax rate has been four percent since 1969, with two exceptions - temporary one percent increases to fund the purchase of railroad property and to initially fund the REDI fund. A stable sales tax rate is an integral part of South Dakota's tax friendly climate. The rate remains low because everyone pays their fair share. HB 1116's exemption, however, benefits a select industry and could lead to additional exemption requests in the future.

Exemptions to the sales tax base, such as HB 1116, erode the sales tax base and diminish a steady, reliable source of revenue for our state. Therefore, I respectfully request that you sustain my veto.

Respectfully submitted,
Dennis Daugaard
Governor

DD:nn

cc: The Honorable Matt Michels
The Honorable Jason M. Gant

MESSAGES FROM THE SENATE

MR. SPEAKER:

I have the honor to inform your honorable body that the Senate has failed to concur in House amendments to SB 91 and has appointed Sens. Novstrup, Rampelberg, and Nelson as a committee of three on the part of the Senate to meet with a like committee on the part of the House to adjust the differences between the two houses.

Respectfully,
Fee Jacobsen, Secretary

The Speaker appointed as such committee Reps. Wick, Willadsen, and Feickert.

There being no objection, the House reverted to Order of Business No. 5.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that HB 1052, 1066, 1107, 1131, 1138, 1182, 1187, 1227, 1269, and 1270 were delivered to his Excellency, the Governor, for his approval at 9:20 a.m., February 29, 2012.

Also MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that HB 1045, 1059, 1179, and 1230 were delivered to his Excellency, the Governor, for his approval at 11:40 a.m., February 29, 2012.

Also MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that HB 1126, 1133, 1185, 1196, 1198, 1220, 1247, 1248, 1253, 1266, and 1273 were delivered to his Excellency, the Governor, for his approval at 2:30 p.m., February 29, 2012.

Also MR. SPEAKER:

The Committee on Legislative Procedure respectfully reports that HJR 1007 was delivered to his Excellency, the Secretary of State, for filing at 2:30 p.m., February 29, 2012.

1 Also MR. SPEAKER:

2 The Committee on Legislative Procedure respectfully reports that the Office of Engrossing
3 and Enrolling has carefully compared HB 1046, 1058, 1096, 1126, 1133, 1185, 1186, 1189,
4 1196, 1198, 1206, 1220, 1247, 1248, 1253, 1266, and 1273 and HJR 1007 and finds the same
5 correctly enrolled.

6 Respectfully submitted,
7 Val Rausch, Chair

8 **SIGNING OF BILLS**

9 The Speaker publicly read the title to

10 HB 1046: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding child
11 custody during a soldier's deployment.

12 HB 1058: FOR AN ACT ENTITLED, An Act to make an appropriation to the Unified
13 Judicial System court automation fund and revise certain record search fees charged by clerks
14 of court.

15 HB 1096: FOR AN ACT ENTITLED, An Act to specify the venue for certain appeals
16 involving home-rule municipalities.

17 HB 1126: FOR AN ACT ENTITLED, An Act to establish provisions that certain bonds
18 paid by, or on behalf of, certain persons with child support arrearages shall be paid to the
19 Department of Social Services to pay any child support the defendant owes.

20 HB 1133: FOR AN ACT ENTITLED, An Act to establish the Legislature's Planning
21 Committee.

22 HB 1185: FOR AN ACT ENTITLED, An Act to prohibit all qualified health plans offered
23 through a health care exchange from including abortion coverage.

24 HB 1186: FOR AN ACT ENTITLED, An Act to prohibit registered sex offenders from
25 circulating petitions and to provide a penalty for the violation thereof.

26 HB 1189: FOR AN ACT ENTITLED, An Act to establish a deadline within each semester
27 after which no student may transfer to a school district other than the resident school district
28 through the enrollment options program.

29 HB 1196: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning
30 lobbyists.

31 HB 1198: FOR AN ACT ENTITLED, An Act to revise the definition of firearm to include
32 certain antique, muzzle-loading, and black powder weapons in certain circumstances.

1 HB 1206: FOR AN ACT ENTITLED, An Act to make an appropriation for emergency
2 food assistance grants and to repeal the sales tax on food refund program.

3 HB 1220: FOR AN ACT ENTITLED, An Act to conditionally repeal certain provisions
4 establishing network adequacy standards, quality assessment and improvement requirements,
5 utilization review and benefit determination requirements, and grievance procedures for
6 managed health care plans, and certain standards for managed health care plans if the Patient
7 Protection and Affordable Care Act is found to be unconstitutional.

8 HB 1247: FOR AN ACT ENTITLED, An Act to revise certain provisions regarding the
9 voting rights of persons convicted of a felony or serving time in the state penitentiary.

10 HB 1248: FOR AN ACT ENTITLED, An Act to provide for exceptions from certain
11 misdemeanor offenses relating to possession of handguns.

12 HB 1253: FOR AN ACT ENTITLED, An Act to prohibit the judicial enforcement of any
13 religious codes.

14 HB 1266: FOR AN ACT ENTITLED, An Act to reduce the period of time necessary to
15 cure and validate certain adoption proceedings.

16 HB 1273: FOR AN ACT ENTITLED, An Act to prohibit the sale of loose leaf incense to
17 minors, to prohibit certain marketing techniques, to regulate the sale of certain types of incense,
18 to provide penalties therefor, and to declare an emergency.

19 HJR 1007: A JOINT RESOLUTION, Proposing and submitting to the electors at the next
20 general election an amendment to Article XII of the Constitution of the State of South Dakota,
21 relating to a balanced budget.

22 SB 10: FOR AN ACT ENTITLED, An Act to revise certain provisions pertaining to
23 boating while under the influence.

24 SB 43: FOR AN ACT ENTITLED, An Act to criminalize the failure to report the death
25 or disappearance of a child within a specified time by certain persons responsible for the care
26 of the child.

27 SB 49: FOR AN ACT ENTITLED, An Act to revise the property tax levies for the general
28 fund of a school district.

29 SB 75: FOR AN ACT ENTITLED, An Act to revise the determination of fees that may be
30 charged for certain public records.

31 SB 80: FOR AN ACT ENTITLED, An Act to exempt veterans from the twelve-month
32 residency requirement for the purposes of tuition and fees.

33 SB 99: FOR AN ACT ENTITLED, An Act to allow certain licensees or employees of a
34 licensed establishment who have been charged with certain felony offenses to be prohibited
35 from entering the licensed premises.

1 SB 101: FOR AN ACT ENTITLED, An Act to authorize counties to borrow money using
2 promissory notes.

3 SB 106: FOR AN ACT ENTITLED, An Act to require the disclosure of certain public
4 employee contracts.

5 SB 123: FOR AN ACT ENTITLED, An Act to revise how the taxes are applied to rural
6 electric companies.

7 SB 145: FOR AN ACT ENTITLED, An Act to prohibit rebates and regulate contracts for
8 residential roofing goods and services.

9 SB 146: FOR AN ACT ENTITLED, An Act to provide for an affirmative defense of
10 compulsion for the crime of prostitution.

11 SB 148: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to battery
12 committed against infants and unborn children.

13 SB 149: FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the
14 conditional release of persons charged with domestic abuse.

15 SB 158: FOR AN ACT ENTITLED, An Act to create an exception to the loan or credit
16 limitations of state chartered banks.

17 SB 161: FOR AN ACT ENTITLED, An Act to revise certain provisions concerning public
18 meetings held by teleconference or videoconference.

19 SB 162: FOR AN ACT ENTITLED, An Act to provide for the designation of certified
20 technology parks.

21 SB 169: FOR AN ACT ENTITLED, An Act to establish the Regional Watershed Advisory
22 Task Force.

23 SB 174: FOR AN ACT ENTITLED, An Act to increase the 911 emergency surcharge, to
24 revise the collection and distribution of the surcharge revenue, to provide for point of sale
25 collection of the prepaid wireless 911 emergency surcharge, and to provide funding for the
26 upgrade of 911 emergency services.

27 SB 187: FOR AN ACT ENTITLED, An Act to repeal certain provisions regarding the
28 legislative review of state agencies.

29 SB 188: FOR AN ACT ENTITLED, An Act to authorize the establishment, operation, and
30 control of research parks on lands controlled by the Board of Regents.

31 And signed the same in the presence of the House.

COMMEMORATIONS

HC 1040 Introduced by: Representatives Nelson (Stace), Blake, Feickert, Greenfield, Hawley, Hubbel, Jensen, Kloucek, Kopp, Liss, Lucas, Olson (Betty), Russell, Sigdestad, Steele, Tornow, Tulson, Van Gerpen, and Venner and Senators Putnam, Begalka, and Vehle

A LEGISLATIVE COMMEMORATION, Posthumously honoring South Dakota Highway Patrol Trooper Douglas Leigh Nelson, Sr. (HP 110) for his thirty-five and one half years dedicated service to South Dakotans as a highway patrolman and a veteran of the U.S. Army.

WHEREAS, Doug Nelson, Sr. volunteered out of Lake Andes High School to serve in the U.S. Army, where he served overseas for several years in the Berlin Brigade as an infantry soldier during the height of the Cold War in Europe in the late 50s and early 60s; and

WHEREAS, Trooper Doug Nelson, Sr. served South Dakotans for over thirty-two and one-half years as a highway patrolman in the Salem, Sioux Falls, and Mitchell communities, a feat of service that stands as a record within the South Dakota Highway Patrol to this day; and

WHEREAS, Trooper Nelson, with the generous support of his wife, Marlys J. Nelson, served South Dakotans with selfless dedication to their safety; and

WHEREAS, the actions, performance, and tenure of Trooper Nelson were in keeping with the highest traditions of the South Dakota Highway Patrol:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of the State of South Dakota, that the Legislature posthumously honors South Dakota Highway Patrol Trooper Douglas Leigh Nelson, Sr. for his outstanding lifetime commitment and service to the citizens of South Dakota. "HP 110 is 10-42." *Requiescat in pace.*

HC 1041 Introduced by: Representatives Nelson (Stace), Greenfield, Hubbel, Jensen, Kloucek, Kopp, Liss, Olson (Betty), Steele, Tornow, Tulson, Van Gerpen, and Venner and Senator Putnam

A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota Highway Patrolman Jerry Boyer for his thirty-two and one-half years of dedicated service to South Dakotans as a highway patrolman.

WHEREAS, Jerry Boyer served South Dakotans for thirty-two and one-half years as a highway patrolman in the service of South Dakotans across this great state, a feat of service that stood as a record within the South Dakota Highway Patrol; and

WHEREAS, Jerry Boyer, with the generous support of his family, served South Dakotans with selfless dedication to their safety; and

1 WHEREAS, the actions, performance, and tenure of Jerry Boyer were in keeping with the
2 highest traditions of the South Dakota Highway Patrol:

3 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
4 the State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
5 Highway Patrolman Jerry Boyer for his outstanding career commitment and service to the
6 citizens of South Dakota.

7 HC 1042 Introduced by: Representatives Bolin, Blake, Carson, Conzet, Cronin, Deelstra,
8 Dryden, Elliott, Feickert, Gibson, Gosch, Greenfield, Haggar, Hansen (Jon), Hawley, Hickey,
9 Hoffman, Hubbel, Hunhoff (Bernie), Hunt, Iron Cloud III, Jensen, Jones, Killer, Kirkeby,
10 Kloucek, Kopp, Lucas, Lust, Miller, Moser, Munsterman, Nelson (Stace), Novstrup (David),
11 Olson (Betty), Perry, Romkema, Russell, Schaefer, Schrempp, Scott, Sigdestad, Sly, Solum,
12 Steele, Street, Tulson, Turbiville, Van Gerpen, Vanneman, Venner, Verchio, White, Wick,
13 Willadsen, Wink, and Wismer and Senators Lederman, Adelstein, Begalka, Brown, Buhl,
14 Cutler, Frerichs, Fryslie, Gray, Hansen (Tom), Haverly, Holien, Johnston, Juhnke, Maher,
15 Nelson (Tom), Novstrup (Al), Nygaard, Peters, Rampelberg, Rave, Rhoden, Schlekeway,
16 Sutton, Tidemann, and Vehle

17 A LEGISLATIVE COMMEMORATION, Honoring the Canton High School wrestling
18 program.

19 WHEREAS, for the last decade, Canton High School has had a very strong wrestling
20 program; and

21 WHEREAS, the Canton High School wrestling program has been a state runner-up three
22 times in the last decade (2006, 2008, 2010); and

23 WHEREAS, the Canton High School wrestling program over the last number of years has
24 won many conference, district, and regional wrestling championships; and

25 WHEREAS, numerous state individual wrestling championships have been won by Canton
26 High School students in recent years; and

27 WHEREAS, the Canton High School Wrestling Team has consistently demonstrated an
28 excellent record of sportsmanship, dedication, and commitment:

29 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
30 the State of South Dakota, that the Legislature honors the 2011-2012 Canton C-Hawk Wrestling
31 Team on its Class B State Wrestling Championship and especially gives recognition to head
32 coach Jeremy Ask and assistant coach Nick Joslyn and the entire team for their outstanding
33 efforts at the 2012 State B Wrestling Championships.

1 HC 1043 Introduced by: Representatives Nelson (Stace), Fargen, Hunhoff (Bernie),
2 Kloucek, Russell, Steele, and Tornow and Senator Putnam

3 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
4 Highway Patrolman Captain Rod Olerud upon his retirement, for his many dedicated years
5 of service to South Dakotans as a highway patrolman.

6 WHEREAS, Captain Olerud, with the generous support of his family, served South
7 Dakotans with selfless dedication to their safety; and

8 WHEREAS, the actions, performance, and tenure of Captain Olerud were in keeping with
9 the highest traditions of the South Dakota Highway Patrol:

10 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
11 the State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
12 Highway Patrolman Captain Rod Olerud for his outstanding career commitment and service to
13 the citizens of South Dakota.

14 HC 1044 Introduced by: Representatives Nelson (Stace), Fargen, Hansen (Jon), Hunhoff
15 (Bernie), Kloucek, Russell, Steele, and Tornow and Senator Putnam

16 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
17 Highway Patrolman First Sergeant Steve Marquardt upon his retirement, for his many
18 dedicated years of service to South Dakotans as a highway patrolman.

19 WHEREAS, First Sergeant Marquardt, with the generous support of his family, served
20 South Dakotans with selfless dedication to their safety; and

21 WHEREAS, the actions, performance, and tenure of First Sergeant Marquardt were in
22 keeping with the highest traditions of the South Dakota Highway Patrol:

23 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
24 the State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
25 Highway Patrolman First Sergeant Steve Marquardt for his outstanding career commitment and
26 service to the citizens of South Dakota.

27 HC 1045 Introduced by: Representatives Nelson (Stace), Fargen, Hunhoff (Bernie),
28 Kloucek, Russell, Steele, and Tornow and Senator Putnam

29 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
30 Highway Patrolman Trooper Fred Braddock upon his retirement, for his many dedicated
31 years of service to South Dakotans as a highway patrolman.

32 WHEREAS, Trooper Braddock, with the generous support of his family, served South
33 Dakotans with selfless dedication to their safety; and

1 WHEREAS, the actions, performance, and tenure of Trooper Braddock were in keeping with
2 the highest traditions of the South Dakota Highway Patrol:

3 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
4 the State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
5 Highway Patrolman Trooper Fred Braddock for his outstanding career commitment and service
6 to the citizens of South Dakota.

7 HC 1046 Introduced by: Representatives Nelson (Stace), Fargen, Hunhoff (Bernie),
8 Kloucek, Russell, Steele, and Tornow and Senator Putnam

9 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking South Dakota
10 Highway Patrolman Sergeant Gene Barthel upon his retirement, for his many dedicated
11 years of service to South Dakotans as a highway patrolman.

12 WHEREAS, Sergeant Barthel, with the generous support of his family, served South
13 Dakotans with selfless dedication to their safety; and

14 WHEREAS, the actions, performance, and tenure of Sergeant Barthel were in keeping with
15 the highest traditions of the South Dakota Highway Patrol:

16 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
17 the State of South Dakota, that the Legislature honors, commends, and thanks South Dakota
18 Highway Patrolman Sergeant Gene Barthel for his outstanding career commitment and service
19 to the citizens of South Dakota.

20 HC 1047 Introduced by: Representatives Nelson (Stace) and Kloucek and Senator Putnam

21 A LEGISLATIVE COMMEMORATION, Honoring and commending Jerald "Jerry" Jon Smith
22 for his selfless commitment as a volunteer coach with the Alexandria American Legion
23 Boys Baseball program.

24 WHEREAS, coach Jerry Smith was instrumental in bringing the Alexandria American
25 Legion Baseball program back to life in 2005 and making it a successful thriving community
26 program for young men in the Hanson County community area; and

27 WHEREAS, in the past six years, coach Jerry Smith has led his teams to three state
28 championship berths, accumulating a career record of 111 wins and 43 losses, with an American
29 Legion Boys Baseball State Championship in 2010; and

30 WHEREAS, coach Jerry Smith dedicated hundreds of hours mentoring young men from the
31 Hanson County area communities, leading them by example of sportsmanship, dedicated work
32 ethic, perseverance in the face of adversity, and patriotism; and

1 WHEREAS, coach Jerry Smith's leadership and selfless dedication is the hallmark of a great
2 community leader and the type of civic dedication that has made Hanson county one of the best
3 places to live and raise children in America:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
5 the State of South Dakota, that Jerald "Jerry" Jon Smith is honored and commended for his
6 leadership in his community and his dedication to youth baseball in South Dakota.

7 HC 1048 Introduced by: Representatives Iron Cloud III, Blake, Dennert, Elliott, Fargen,
8 Feickert, Feinstein, Gibson, Hawley, Hunhoff (Bernie), Jones, Killer, Kirschman, Lucas,
9 Schrempp, Sigdestad, Street, and Wismer and Senators Bradford, Adelstein, Begalka, Brown,
10 Buhl, Cutler, Frerichs, Fryslie, Gray, Hansen (Tom), Haverly, Heineman, Holien, Hunhoff
11 (Jean), Johnston, Juhnke, Kraus, Krebs, Lederman, Maher, Nelson (Tom), Novstrup (Al), Olson
12 (Russell), Putnam, Rampelberg, Rave, Rhoden, Schlekeway, Sutton, Tidemann, Tieszen, and
13 Vehle

14 A LEGISLATIVE COMMEMORATION, Acknowledging the nine sovereign Tribes within the
15 borders of South Dakota and recognizing Governor Dennis Daugaard for his dedication to
16 promoting a cooperative government-to-government relationship between the Tribes and
17 the State of South Dakota.

18 WHEREAS, there are nine distinct and sovereign Tribes in South Dakota: Cheyenne River
19 Sioux Tribe, Crow Creek Sioux Tribe, Flandreau Santee Sioux Tribe, Lower Brule Sioux Tribe,
20 Oglala Sioux Tribe, Rosebud Sioux Tribe, Sisseton Wahpeton Oyate Tribe, Standing Rock
21 Sioux Tribe, and Yankton Sioux Tribe; and

22 WHEREAS, each of the Tribes has a longstanding historical and legal relationship with the
23 state and that the Tribes are vital to the political, economic, and cultural well-being of South
24 Dakota; and

25 WHEREAS, Governor Daugaard created the Department of Tribal Relations to promote a
26 working relationship between the state and each of the nine Tribes to address common interest
27 areas including health, education, and economic development and to improve the quality of life
28 for all South Dakota citizens:

29
30 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
31 the State of South Dakota, that the nine Tribes be acknowledged and Governor Dennis Daugaard
32 be recognized for his dedication to promoting a cooperative government-to-government
33 relationship between the Tribes and the state.

34 HC 1049 Introduced by: Representative Nelson (Stace) and Senator Putnam

35 A LEGISLATIVE COMMEMORATION, Honoring, commending, and thanking Mrs. Aldena
36 Ecklein for over forty-one years of dedicated service to the youth and families of the
37 McCook Central School District.

1 WHEREAS, Aldena Ecklein graduated from Henderson (Nebraska) High School in 1967
2 and attended the University of Colorado earning a Bachelor of Science degree in elementary
3 education in 1970. She received her Master's Degree in Education in 1987 at South Dakota State
4 University; and

5 WHEREAS, Mrs. Ecklein began teaching in McCook County at the Bridgewater School
6 District in 1971 where she taught for three years. Mrs. Ecklein went on to teach second, then
7 third grade at Salem Elementary from 1974 to the present; and

8 WHEREAS, Mrs. Ecklein has been involved in many educational advancements at McCook
9 Central. In addition to teaching approximately a thousand students over the span of her career,
10 Mrs. Ecklein mentored over twenty student teachers, and encouraged all her students to respect
11 and relate to our elderly citizens, creating an adopted grandparent program at the local nursing
12 home, which she has continued for over thirty years; and

13 WHEREAS, with the generous support of her husband, Ron, and children, Kim and
14 Kristina, Mrs. Ecklein has blessed the McCook County school and community with her
15 educational as well as her musical talents. She has provided many years of piano lessons to
16 students at McCook Central and has accompanied many school, church, and community events
17 with the blessings of her music; and

18 WHEREAS, Mrs. Ecklein may have been occasionally known for diminutive stature, but
19 she will forever be known for her giant kind heart and the massive influence she made on the
20 many lives that she touched with kindness and wisdom:

21 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
22 the State of South Dakota, that Mrs. Aldena Ecklein is thanked, honored, and commemorated
23 for her past and continued steadfast dedication to educating young South Dakotans and ensuring
24 the bright future of this great state.

25 HC 1050 Introduced by: Representatives Sigdestad, Blake, Bolin, Brunner, Cronin,
26 Deelstra, Dennert, Elliott, Fargen, Feickert, Gibson, Hawley, Hunhoff (Bernie), Kloucek, Lucas,
27 Munsterman, Perry, Schaefer, Schrempp, White, and Wismer and Senators Frerichs, Begalka,
28 Bradford, Brown, Buhl, Cutler, Holien, Krebs, Novstrup (Al), Olson (Russell), Rampelberg, and
29 Sutton

30 A LEGISLATIVE COMMEMORATION, Commending and honoring the town of Pierpont,
31 South Dakota, on its one hundred twenty-fifth anniversary.

32 WHEREAS, Pierpont is nestled at the foot of the Coteau Hills and was named after a
33 railroad officer in New York; and

34 WHEREAS, Pierpont has always been an agricultural centered community with the first
35 building ever built there being a grain elevator. Pierpont had its largest population growth in the
36 1920s; and

WHEREAS, Charles H. Sheldon, the second Governor of South Dakota from 1893-1897, homesteaded in Farmington township next to the town of Pierpont; and

WHEREAS, Pierpont is a warm and friendly community that provides a great place for people to live and bring up their families:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of the State of South Dakota, that the town of Pierpont, the surrounding community members, and descendants near and far be congratulated for the celebration of the one hundred twenty-fifth anniversary of the town of Pierpont; and

BE IT FURTHER COMMEMORATED that the Legislature salutes Pierpont.

HC 1051 Introduced by: Representatives Venner, Perry, and Sly and Senator Gray

A LEGISLATIVE COMMEMORATION, Honoring the T.F. Riggs High School Wrestling Team of Pierre, South Dakota, for an excellent season and for its victorious performance at the 2012 Class A State Wrestling Championship Tournament.

WHEREAS, the Pierre Riggs High School Wrestling Team became the 2012 Class A State Champions under the guidance and direction of head coach Ryan Noyes and assistant coach Chad Uhrig; and

WHEREAS, the Pierre Riggs High School Wrestling Team went undefeated in South Dakota tournaments, winning the Watertown Invite, the Valentine (Nebraska) Invite, the Mitchell Invite, the Brookings Invite, the East vs. West Duals, the ESD Tournament, and the Region Tournament; and

WHEREAS, the Pierre Riggs Governors went undefeated in duals, winning fifteen dual matches by a combined margin of 347 points to 105 points; and

WHEREAS, ten Pierre Riggs wrestlers earned All-Conference honors; and

WHEREAS, ten Pierre wrestlers earned Class A State Tournament honors including Jebben Keyes (4th place), Tanner Monfore (3rd place), Caleb Stoltenburg, (1st place), Dawson Monfore (3rd place), Seth Scott (5th place), Kyle Sarringar (5th place), Chase Lettau (4th place), Trey Maier (4th place), Lane Lettau (3rd place), and Dylan Bennett (6th place); and

WHEREAS, the Pierre Riggs High School Wrestling Team exemplified teamwork, commitment, focus, and sportsmanship in achieving its goals on the road to a South Dakota Class A State Championship:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of the State of South Dakota, that the Pierre T.F. Riggs High School Wrestling Team be congratulated on winning the 2012 State Class A Wrestling Tournament.

1 HC 1052 Introduced by: Representatives Gibson, Blake, Boomgarden, Brunner, Elliott,
2 Fargen, Feickert, Feinstein, Hawley, Hunhoff (Bernie), Iron Cloud III, Jones, Killer, Kloucek,
3 Lucas, Schrempp, Sigdestad, Sly, Solum, Street, Wick, and Wismer and Senators Sutton and
4 Frerichs

5 A LEGISLATIVE COMMEMORATION, Congratulating and honoring the Huron High School
6 Tigers Wrestling Team, its coaches, and student managers for ranking second in the 2012
7 South Dakota State Class A Wrestling Championship Tournament.

8 WHEREAS, the members of the Huron High School Wrestling Team displayed remarkable
9 teamwork and performance all season and received individual recognitions including: Cain
10 Glanzer, (1st place at 138 pounds), Mackenzie Harvey (2nd place at 145 pounds), Reagan
11 Francom (2nd place at 152 pounds), Hartman Katz (2nd place at 160 pounds), Matt Halter (2nd
12 place at 220 pounds), Wyatt Shillingstad (5th place at 106 pounds), Chet Glanzer (6th at 113
13 pounds), and Austin Meyers (8th at 170 pounds); and

14 WHEREAS, head coach Dan McCarty and assistance coaches Thomas Baszler, Jake
15 Heuston, and Jake Thielbar helped facilitate and cultivate the physical, mental, and emotional
16 growth and development of the student athletes; and

17 WHEREAS, all members of the Huron High School Wrestling Team, including the student
18 athletes, coaches, parents, and fans, have volunteered their time and unique talents for the
19 betterment of the Huron Tigers Wrestling Team:

20 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
21 the State of South Dakota, that the Huron High School Wrestling Team be honored and
22 commemorated for its exceptional performance ranking second in the 2012 State Class A
23 Wrestling Championship Tournament, the highest finish for the Huron Tigers in sixteen years.

24 HC 1053 Introduced by: Representatives Feinstein, Blake, Liss, and Tornow and Senators
25 Cutler, Heineman, and Peters

26 A LEGISLATIVE COMMEMORATION, Commending and honoring the National Merit PSAT
27 Semifinalists Greg Berg, Sai Sai Chen, Jackson Erpenbach, Claire Gregg, Ethan Nemmers,
28 and Hannah Purtell of Sioux Falls Lincoln High School for their outstanding academic
29 achievements.

30 WHEREAS, the National Merit Scholarship Program is an academic competition for
31 recognition and scholarships that began in 1955; and

32 WHEREAS, the students Greg Berg, Sai Sai Chen, Jackson Erpenbach, Claire Gregg, Ethan
33 Nemmers, and Hannah Purtell of Lincoln High School have shown exemplary patience,
34 dedication, and excellence in academics; and

35 WHEREAS, all members of Lincoln High School helped facilitate and cultivate the
36 academic, mental, and emotional growth and development of the students; and

WHEREAS, the Semifinalists received letters of commendation in recognition of their outstanding academic promise; and

WHEREAS, these students have excelled academically by meeting high academic standards and have been selected from one and one-half million other entrants to advance to semifinalist status, whereby they join an elite group representing the nation's best and brightest high school students:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of the State of South Dakota, that the Legislature congratulates Greg Berg, Sai Sai Chen, Jackson Erpenbach, Claire Greg, Ethan Nemmers, and Hannah Purtell on the success of their exceptional academic performances.

HC 1054 Introduced by: Representatives Feinstein, Deelstra, Hickey, Tornow, and Willadsen and Senators Cutler and Peters

A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Girls' Bowling State Champions of Sioux Falls Washington High School for their outstanding athletic performance.

WHEREAS, the student athletes of the Washington High Girls' Bowling Team have shown exemplary patience, dedication, and tenacity; and

WHEREAS, Washington High Girls' Bowling coach Scott DeVries helped facilitate and cultivate the physical, mental, and emotional growth and development of the student athletes; and

WHEREAS, all members of the Washington High Girls' Bowling Team, including the student athletes, coaches, parents, and fans, have volunteered their time and unique talents for the betterment of the Washington High Girls' Bowling Team:

NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of the State of South Dakota, that the Legislature congratulates the Washington High Girls' Bowling Team on the success of its outstanding athletic performance.

HC 1055 Introduced by: Representatives Feinstein, Blake, Liss, and Tornow and Senators Cutler, Heineman, and Peters

A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Boys' State AA Soccer Champions of Sioux Falls Lincoln High School for their outstanding athletic performance for the second consecutive year.

WHEREAS, the student athletes of the Lincoln High School Boys' Soccer Team have shown exemplary patience, dedication, and tenacity in its pursuit of a State AA Soccer Championship; and

1 WHEREAS, the Lincoln High School soccer head coach and assistant coaches helped
2 facilitate and cultivate the physical, mental, and emotional growth and development of the
3 student athletes; and

4 WHEREAS, all members of the Lincoln High School Soccer Team, including the student
5 athletes, coaches, parents, and fans, have volunteered their time and unique talents for the
6 betterment of the Lincoln High School Boys' Soccer Team:

7 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
8 the State of South Dakota, that the Legislature congratulates the 2011 Lincoln High School
9 Boys' Soccer Team on the success of its outstanding athletic performance for the second
10 consecutive year.

11 HC 1056 Introduced by: Representatives Feinstein, Deelstra, Hickey, Tornow, and
12 Willadsen and Senators Cutler and Peters

13 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Competitive
14 Dance State AA Champions of Sioux Falls Washington High School for their outstanding
15 athletic performance.

16 WHEREAS, the student athletes of the Washington High School Competitive Dance Team
17 have shown exemplary patience, dedication, and tenacity; and

18 WHEREAS, the Washington High School Competitive Dance coach Angela Nieman helped
19 facilitate and cultivate the physical, mental, and emotional growth and development of the
20 student athletes; and

21 WHEREAS, all members of the Washington High School Competitive Dance Team,
22 including the student athletes, coaches, parents, and fans, have volunteered their time and
23 unique talents for the betterment of the Washington High School Competitive Dance Team:

24 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
25 the State of South Dakota, that the Legislature congratulates the Washington High School
26 Competitive Dance Team on the success of its outstanding athletic performance.

27 HC 1057 Introduced by: Representatives Feinstein, Deelstra, Hickey, Tornow, and
28 Willadsen and Senators Cutler and Peters

29 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Girls' Softball
30 State Champions of Sioux Falls Washington High School for their outstanding athletic
31 performance.

32 WHEREAS, the student athletes of the Washington High School Girls' Softball Team have
33 shown exemplary patience, dedication, and tenacity; and

1 WHEREAS, Washington High School Girls' Softball coach Scott Powell helped facilitate
2 and cultivate the physical, mental, and emotional growth and development of the student
3 athletes; and

4 WHEREAS, all members of the Washington High School Girls' Softball Team, including
5 the student athletes, coaches, parents, and fans, have volunteered their time and unique talents
6 for the betterment of the Washington High Girls' Softball Team:

7 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
8 the State of South Dakota, that the Legislature congratulates the Washington High School Girls'
9 Softball Team on its outstanding athletic performance.

10 HC 1058 Introduced by: Representatives Feinstein, Blake, Liss, and Tornow and Senators
11 Cutler and Heineman

12 A LEGISLATIVE COMMEMORATION, Commending and honoring Lincoln High School,
13 Sioux Falls, South Dakota, as a National School of Excellence for Speech and Debate by
14 the National Forensic League.

15 WHEREAS, all members of Lincoln High Speech and Debate helped facilitate and cultivate
16 the achievements and success in speech and debate; and

17 WHEREAS, the National School of Excellence for Speech and Debate recognizes those
18 schools whose students compete in a minimum of fifty rounds past the elimination break; and

19 WHEREAS, Lincoln High School is recognized as one of the only schools in the nation to
20 be so honored in 2011:

21 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
22 the State of South Dakota, that the Legislature congratulates Lincoln High School Speech and
23 Debate on the success of their exceptional performance.

24 HC 1059 Introduced by: Representatives Feinstein, Blake, Liss, and Tornow and Senators
25 Cutler, Heineman, and Peters

26 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Girls' State AA
27 Volleyball Champions of Sioux Falls Lincoln High School for their outstanding athletic
28 performance for the second year in a row.

29 WHEREAS, the student athletes of the Lincoln High Girls' Volleyball Team have shown
30 exemplary patience, dedication, and tenacity in their pursuit of a State AA Volleyball
31 Championship; and

32 WHEREAS, the Lincoln High School Girls' Volleyball head coach and assistant coaches
33 helped facilitate and cultivate the physical, mental, and emotional growth and development of
34 the student athletes; and

1 WHEREAS, all members of the Lincoln High Girls' Volleyball Team, including the student
2 athletes, coaches, parents, and fans, have volunteered their time and unique talents for the
3 betterment of the Lincoln High Volleyball Team:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
5 the State of South Dakota, that the Legislature congratulates the Lincoln High School Girls'
6 Volleyball Team on the success of their outstanding athletic performance for the second year
7 in a row.

8 HC 1060 Introduced by: Representatives Feinstein, Deelstra, Hickey, Tornow, and
9 Willadsen and Senators Cutler and Peters

10 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 Boys' Track
11 State AA Champions of Washington High School, Sioux Falls, South Dakota, for their
12 outstanding athletic performance.

13 WHEREAS, the student athletes of the Washington Boys' Track Team have shown
14 exemplary patience, dedication, and tenacity; and

15 WHEREAS, the Washington High Boys' Track Team coach Scott Everett Gebhart helped
16 facilitate and cultivate the physical, mental, and emotional growth and development of the
17 student athletes; and

18 WHEREAS, all members of the Washington High Boys' Track Team, including the student
19 athletes, coaches, parents, and fans, have volunteered their time and unique talents for the
20 betterment of the Washington High Boys Track Team:

21 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
22 the State of South Dakota, that the Legislature congratulates the Washington High Boys' Track
23 Team on their outstanding athletic performance.

24 HC 1061 Introduced by: Representatives Feinstein, Blake, Liss, and Tornow and Senators
25 Cutler and Heineman

26 A LEGISLATIVE COMMEMORATION, Commending and honoring the South Dakota
27 Football Gatorade Player of the Year Alex Schultz and South Dakota Volleyball Gatorade
28 Player of the Year Erin Radke of Sioux Falls Lincoln High School for their outstanding
29 athletic performances.

30 WHEREAS, student athletes Alex Schultz and Erin Radke of Lincoln High School have
31 shown exceptional patience, dedication, and tenacity in their participation in athletics; and

32 WHEREAS, the entire community of Lincoln High School helped facilitate and cultivate
33 the physical, mental, and emotional growth and development of the student athletes; and

1 WHEREAS, the South Dakota Gatorade players of the year are chosen based on three
2 pillars: athletic production and impact, high academic achievement, and exemplary personal
3 character:

4 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
5 the State of South Dakota, that the Legislature congratulates Alex Schultz and Erin Radke on
6 the success of their outstanding athletic performances.

7 HC 1062 Introduced by: Representatives Feinstein, Deelstra, Hickey, Tornow, and
8 Willadsen and Senators Cutler and Peters

9 A LEGISLATIVE COMMEMORATION, Commending and honoring the 2011 South Dakota
10 Girls Outstanding Athlete and the South Dakota Gatorade Girls Track and Field Athlete of
11 the Year, Kari Heck of Washington High School, Sioux Falls, South Dakota, for her
12 outstanding athletic performance.

13 WHEREAS, Kari Heck was the 2011 South Dakota Class AA Champion in the 100 meters,
14 200 meters, 400 meters, and the long jump; and

15 WHEREAS, Kari Heck of Washington High School has shown exemplary patience,
16 dedication, and tenacity throughout her high school career:

17 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
18 the State of South Dakota, that the Legislature congratulates Kari Heck of Washington High on
19 her outstanding athletic performance.

20 HC 1063 Introduced by: Representatives Feinstein, Deelstra, Hickey, and Tornow and
21 Senators Cutler and Peters

22 A LEGISLATIVE COMMEMORATION, Commending and honoring National Merit
23 Semifinalist Matt DeYoung of Sioux Falls Washington High School for his outstanding
24 academic achievements.

25 WHEREAS, the National Merit Scholarship Program is an academic competition for
26 recognition and scholarships that began in 1955; and

27 WHEREAS, Matt DeYoung of Sioux Falls Washington High School has shown exemplary
28 patience, dedication, and excellence in academics; and

29 WHEREAS, all members of the Washington High School community helped facilitate and
30 cultivate the academic, mental, and emotional growth and development of the students; and

31 WHEREAS, Matt DeYoung received letters of commendation in recognition of his
32 outstanding academic promise; and

1 WHEREAS, Matt DeYoung has excelled academically by meeting high academic standards
2 and has been selected from one and one-half million other entrants to advance to semifinalist
3 status, whereby he joins an elite group representing the nation's best and brightest high school
4 students:

5 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
6 the State of South Dakota, that the Legislature congratulates Matt DeYoung on the success of
7 his academic performance.

8 HC 1064 Introduced by: Representatives Solum, Blake, Bolin, Carson, Conzet, Cronin,
9 Deelstra, Dryden, Fargen, Feinstein, Gibson, Gosch, Greenfield, Haggar, Hickey, Hoffman,
10 Hubbel, Hunt, Jones, Kirkeby, Liss, Lucas, Lust, Miller, Moser, Munsterman, Nelson (Stace),
11 Novstrup (David), Olson (Betty), Perry, Rausch, Romkema, Rozum, Russell, Schaefer, Scott,
12 Sigdestad, Sly, Steele, Stricherz, Tulson, Turbiville, Van Gerpen, Vanneman, Venner, Verchio,
13 White, Wick, Willadsen, and Wink and Senators Holien, Bradford, Frerichs, Heineman,
14 Hunhoff (Jean), Johnston, Lederman, Maher, Rampelberg, Rave, Sutton, Tidemann, and Vehle

15 A LEGISLATIVE COMMEMORATION, Commending and honoring Lake Area Technical
16 Institute in Watertown, South Dakota, on receiving the designation as a Finalist With
17 Distinction in the first annual Aspen Prize for Community College Excellence Program.

18 WHEREAS, a rigorous year-long effort by the Aspen Institute assembled and reviewed an
19 unprecedented collection of data on over one thousand community colleges nationwide; and

20 WHEREAS, Lake Area Technical Institute has long distinguished itself among the elite
21 institutions of its kind, nearly doubling the national average in graduation and transfer rates and
22 helping more than ninety percent of students find jobs; and

23 WHEREAS, Lake Area Technical Institute has been named in the top five of community
24 colleges in America by the Aspen Institute, surpassing the ranking of every community college
25 in the Midwest; and

26 WHEREAS, the commitment to excellence, coupled with tireless effort among
27 administrators, instructors, and students at Lake Area Technical Institute, is integral to this
28 elevated level of achievement; and

29 WHEREAS, the people of South Dakota can rely on Lake Area Technical Institute to
30 provide exceptional training and instruction in fields of strong demand within our workforce:

31 NOW, THEREFORE, BE IT COMMEMORATED, by the Eighty-seventh Legislature of
32 the State of South Dakota, that on December 12, 2011, Lake Area Technical Institute in
33 Watertown, South Dakota, was selected as one of the top five community colleges in the nation
34 by the Aspen Institute College Excellence Program.

3 Karen Gerdes, Chief Clerk